

EXHIBIT D

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF BRONX, PART: IA-15

C #001

SHAARILLE LINZY,

Index No.: 23280/2020E

Plaintiff,

-against-

Hon.

Ben R. Barbato

JOSE A. ALEMAR, AMERICAN UNITED
TRANSPORTATION INC. and AMERICAN
UNITED TRANSPORTATION II, INC.,

Justice Supreme Court

Defendant(s).

The following papers numbered 1 to _____ were read on this motion (NYSCEF Seq. No. 001) for
CONSOLIDATION/JOINT TRIAL noticed on July 1, 2021.

Notice of Motion - Order to Show Cause - Exhibits and Affidavits Annexed	NYSCEF No(s). 13-19
Answering Affidavit and Exhibits	NYSCEF No(s).
Replying Affidavit and Exhibits	NYSCEF No(s).

Upon the foregoing papers, it is ordered that this motion is **DENIED** notwithstanding that it is submitted on default and without opposition submitted thereto. Plaintiff moves to consolidate this action with Shaarille Linzy v. Uber Technologies, Inc., Index No. 801741/2021E, Bronx County. Upon review of the courts file, it appears that the action has been removed to the United States District Court, Southern District (see NYSCEF No. 17, under index no. 801741/2021E).

This decision constitutes the Order of the Court.

Motion is Respectfully Referred to Justice:

Dated:

Dated: 11/10/2021

Hon.


BEN R. BARBATO, J.S.C.

- CHECK ONE.....
- MOTION IS.....
- CHECK IF APPROPRIATE.....

- ☒ CASE DISPOSED IN ITS ENTIRETY ☐ CASE STILL ACTIVE
- ☐ GRANTED ☒ DENIED ☐ GRANTED IN PART ☐ OTHER
- ☐ SETTLE ORDER ☐ SUBMIT ORDER ☐ SCHEDULE APPEARANCE
- ☐ FIDUCIARY APPOINTMENT ☐ REFEREE APPOINTMENT